

53. The method of claim 47, wherein the antibody or fragment thereof is a monoclonal antibody that binds an epitope on Her2 which is recognized by a monoclonal antibody produced by hybridoma cell line ATCC No. HB 12078.

54. The method of claim 47, wherein the antibody or fragment thereof is a humanized antibody that binds an epitope on Her2 which is recognized by a monoclonal antibody produced by hybridoma cell line ATCC No. HB 12078.

55. The method of claim 47, wherein the antibody or fragment thereof is a human antibody that binds an epitope on Her2 which is recognized by a monoclonal antibody produced by hybridoma cell line ATCC No. HB 12078.

56. The method of claim 47, wherein the antibody or fragment thereof is a F(ab) or Fab' fragment that binds an epitope on Her2 which is recognized by a monoclonal antibody produced by hybridoma cell line ATCC No. HB 12078.

REMARKS

Following entry of this amendment, claims 19-56 will be pending in the application. Support for new claim 19 can be found in the specification, e.g., at page 5, lines 10-11, and at page 12, lines 18-20. Support for new claims 20, 34, 48, and 53 can be found in the specification, e.g., at page 9, lines 3-4. Support for new claims 21, 35, 49, and 54 can be found in the specification, e.g., at page 9, lines 21-24. Support for new claims 22, 36, 50, and 55 can be found in the specification, e.g., at page 9, lines 24-26. Support for new claims 23, 37, 51, and 56 can be found, e.g., in originally filed claim 7. Support for new claims 24 and 52 can be found in the specification, e.g., at

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page 10, lines 9-13. Support for new claims 25 and 38 can be found in the specification, e.g., at page 11, lines 10-13. Support for new claims 26-28 and 39-41 can be found in the specification, e.g., at page 8, lines 16-18. Support for new claims 29 and 42 can be found in the specification, e.g., at page 10, lines 31-33. Support for new claims 30 and 43 can be found in the specification, e.g., at page 10, lines 33-34. Support for new claims 31 and 44 can be found in the specification, e.g., at page 11, lines 1-2. Support for new claims 32 and 45 can be found in the specification, e.g., at page 11, lines 2-4. Support for new claims 33 and 46 can be found in the specification, e.g., at page 11, lines 29-32. Support for new claims 34-39, 42, 44, 46, and 53-56 can also be found in the specification, e.g., at page 8, lines 31-32.


Applicants respectfully assert that the claims 19-56 are in condition for allowance and request that the Examiner issue a timely Notice of Allowance.

If there is any fee due in connection with the filing of this Preliminary Amendment, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

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Dated: April 8, 2002

By: 
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